

PROCEEDINGS OF THE WAUKESHA COUNTY BOARD
Tuesday, May 25, 2004 – 9:00 a.m.

Chairman Dwyer called the meeting to order.

Roll Call: Behrend, Broesch, Bruce, Bullermann, Carlson, Cummings, Dwyer, Griffin, Gundrum, Harenda, Haukohl, Herro, Jaske, Jeskewitz, Kallin, Kipp, Kolb, Kramer, Manke, Marchese, Mitchell, J. Morris, B. Morris, Nilson, Paulson, Pavelko, Seitz, Singert, Stamsta, Stroud, Swan, Thelen, Tortomasi and Wolff.

Supervisor Klein notified the Chairman he would be late.

There were no public comments.

The County Clerk announced the County Executive signed all ordinances from the previous Board meeting. All Supervisors received notice of one claim filed.

Supervisor Jaske moved to approve the minutes of the May 11, 2004 Board Meeting. Supervisor Cummings seconded the motion and it carried by a voice vote unanimously.

Students of Butler Middle School participating in the Waukesha County UW-Extension LaTeeno Leadership program gave a presentation on “Youth Violence Prevention” and presented Chairman Dwyer and the Waukesha County Board with a picture.

Resolution 159-R-001 was presented for action. (Amend the Regional Water Quality Management Plan for the Village of Pewaukee, Waukesha County, Wisconsin)

Supervisor Kolb moved to adopt Resolution 159-R-001. Supervisor Swan seconded the motion. The Board was polled and thirty-four (34) votes were cast, all “aye”. The resolution was adopted.

Ordinance 159-O-009 was presented for action. (Amend the Town of Vernon District Zoning Map of the Waukesha County Zoning Code for the Town of Vernon by Conditionally Rezoning Certain Lands Located in Part of the NW ¼ of the SW ¼ of Section 1, T5N, R19E, Town of Vernon, from the B-P Business Park District to the B-3 General Business District (CZ-1460A)

Supervisor Kolb moved to adopt Ordinance 159-O-009. Supervisor Jaske seconded the motion. The Board was polled and thirty-four (34) votes were cast, all “aye”. The ordinance was adopted.

Ordinance 159-O-010 was presented for action. (Amend the District Zoning Map of the Waukesha County Shoreland and Floodland Protection Ordinance and the Waukesha County Zoning Code, for the Town of Vernon by Conditionally Rezoning Certain Lands Located in Part of the W ½ of the NW ¼ of Section 1, T5N, R19E, Town of Vernon, Waukesha County, Wisconsin, from the RRD-5 Rural Residential Density District 5 to the R-1 Residential District (SCZ-1521)

Supervisor Kolb moved to adopt Ordinance 159-O-010. Supervisor Pavelko seconded the motion.

Supervisor Haukohl moved to amend the FIRST ORDAINED paragraph as follows:

Number 3 – after the word “disturbed”

add:

“and shall be designated in Primary Environmental Corridor Zoning.”

Supervisor B. Morris seconded the motion.

Supervisor Klein arrived.

The Board was polled and thirty-four (34) votes were cast, Supervisors Stamsta, Jeskewitz, Harenda, J. Morris, Swan, Behrend, Kolb, Tortomasi, Pavelko, Seitz, Broesch, Griffin, Kipp, Kramer, Gundrum and Singert, sixteen (16) in all voted “no”. The rest, nineteen (19) voted “aye”. The amendment was adopted

Supervisor Haukohl moved to amend the FIRST ORDAINED paragraph by inserting the following:

8. Proposed development shall comply in all respects with the Waukesha County Stormwater Management and Sediment and Erosion Control Ordinances.

Supervisor Paulson seconded the motion.

The Board was polled on the amendment and thirty-five (35) votes were cast. Supervisor Singert voted “no”. The rest, thirty-four (34) voted “aye”. The amendment was adopted.

The Board was polled on Ordinance 159-O-010 as twice amended and thirty-five (35) votes were cast. Supervisor Nilson voted “no”. The rest, thirty-four (34) voted “aye”. The ordinance was adopted as twice amended.

Ordinance 159-O-011 was presented for action. (Amend the Waukesha County Shoreland and Floodland Protection Ordinance District Zoning Map of the Town of Oconomowoc, by Conditionally Rezoning Certain Lands Located in Part of the E ½ of the SW ¼ of Section 24, T8N, R17E, Town of Oconomowoc, from the A-T Agricultural Land Preservation Transition District to the R-2 Residential District (SZ-1522)

Supervisor Kolb moved to adopt Ordinance 159-O-011. Supervisor Kramer seconded the motion. The Board was polled and thirty-five (35) votes were cast. Supervisor Nilson voted “no”. The rest, thirty-four (34) voted “aye”. The ordinance was adopted.

Ordinance 159-O-012 was presented for action. (Amend the Town of Oconomowoc District Zoning Map of the Waukesha County Zoning Code for the Town of Oconomowoc by Conditionally Rezoning Certain Lands Located in Part of the NE ¼ of Section 1, T8N, R17E, Town of Oconomowoc, Waukesha County, Wisconsin, from the A-P Agricultural Land Preservation District to the A-1A Agricultural District (CZ-1519)

Supervisor Kolb moved to adopt Ordinance 159-O-012. Supervisor Wolff seconded the motion.

Supervisor Haukohl moved to amend the FIRST ORDAINED paragraph, Number 6 to read as follows:

“There shall be no further division of the land until Waukesha County Development Plan is amended to a category which allows for greater density, and a Deed Restriction prohibiting said division shall be recorded with the Register of Deeds Office prior to this amendment becoming effective.”

Supervisor Nilson seconded the motion.

The Board was polled on the amendment and thirty-five (35) votes were cast. Supervisors Broesch, Seitz and Singert, three (3) in all voted “no”. The rest, thirty-two (32) voted “aye”. The amendment was adopted.

The Board was polled on Ordinance 159-O-012 as amended and thirty-five (35) votes were cast. Supervisors Manke, Carlson, Thelen, Singert and Nilson, five (5) in all voted “no”. The rest, thirty (30) voted “aye”. The ordinance was adopted as amended.

Ordinance 159-O-013 was presented for action. (Amend the District Zoning Map of the Waukesha County Shoreland and Floodland Protection Ordinance for the Town of Oconomowoc by Conditionally Rezoning Certain Lands Located in Part of the SW ¼ of the SE ¼ of Section 30, T8N, R17E, Town of Oconomowoc, Waukesha County, Wisconsin, from the M-1 Limited Industrial District to the B-3 General Business District (SCZ-1524)

Supervisor Kolb moved to adopt Ordinance 159-O-013. Supervisor Jaske seconded the motion. The Board was polled and thirty-five (35) votes were cast, all “aye”. The ordinance was adopted.

Ordinance 159-O-003 was presented for action. (Transfer Jurisdiction of Highways with Village of Butler)

Supervisor Manke moved to adopt Ordinance 159-O-003. Supervisor Singert seconded the motion. The Board was polled and thirty-five (35) votes were cast, all “aye”. The ordinance was adopted.

Resolution 159-R-002 was presented for action. (Support Legislation that Would Require the State Legislature to be Subject to the Same “Open Meetings” Laws and Regulations which Local Governments in Wisconsin Must Abide by Under Current Law)

Supervisor Manke moved to adopt Resolution 159-R-002. Supervisor Haukohl seconded the motion.

Supervisor Herro moved to table Resolution 159-O-002 to the next Board meeting. Supervisor Kramer seconded the motion. The Board was polled and thirty-five (35) votes were cast. Supervisors, Dwyer, Kallin, B. Morris, Manke, Kolb, J. Morris, Broesch, Klein, Carlson, Haukohl, Stamsta, Wolff, Bullermann, Tortomasi, Griffin, Kipp, Swan, Thelen, Seitz, Mitchell, Pavelko, Jaske, Gundrum, Singert and Nilson, twenty-five (25) in all voted “no”. The rest, ten (10) voted “aye”. The motion was defeated.

Supervisor Paulson moved to call for the question. Supervisor Stroud seconded the motion. The Board was polled and thirty-five (35) votes were cast. Supervisors J. Morris, Mitchell, Kolb, Cummings, Pavelko, Nilson and Singert, seven (7) in all voted “no”. The rest, twenty-eight (28) voted “aye”. The motion carried.

The Board was polled on Resolution 159-R-002 and thirty-five (35) were cast. Supervisors Harenda, J. Morris, Behrend, Kolb, Pavelko, Seitz, Kallin, Kramer and Singert, nine (9) in all voted “no”. The rest, twenty-six (26) voted “aye”. The resolution was adopted.

Supervisor Nilson left the room.

Supervisor Manke moved to confirm the appointment of Fred Muenkel to the Community Development Block Grant Board. Supervisor Haukohl seconded the motion. The Board was polled and thirty-four (34) votes were cast, all “aye”. The appointment was confirmed.

Supervisor Manke moved to confirm the appointment of Stephen W. Welch to the Community Development Block Grant Board. Supervisor Paulson seconded the motion. The Board was polled and thirty-four (34) votes were cast, all “aye”. The appointment was confirmed.

Supervisor Manke moved to confirm the appointment of Patricia Haukohl to the Park & Planning Commission. Supervisor Stamsta seconded the motion. The Board was polled and thirty-four (34) votes were cast. Supervisor Singert voted “no”. The rest, thirty-three (33) voted “aye”. The appointment was confirmed.

Supervisor Manke moved to confirm the appointment of Vera Stroud to the Health & Human Services Board. Supervisor B. Morris seconded the motion.

Supervisor Nilson returned.

The Board was polled and thirty-five (35) votes were cast. Supervisor Kramer voted “no”. The rest, thirty-four (34) voted “aye”. The appointment was confirmed.

Supervisor Manke moved to accept the 2003 Annual Report of the Federated Library System. Supervisor Carlson seconded the motion. The Board was polled and thirty-five (35) votes were cast, all “aye”. The report was accepted.

Ordinance 159-O-014 was presented for action. (Amend 2004 Sheriff’s Department Budget Expenditure of Seized Funds)

Supervisor Mitchell moved to adopt Ordinance 159-O-014. Supervisor Kipp seconded the motion.

Supervisor Swan moved to amend the FIRST ORDAIND paragraph as follows:
Change the amount listed (line 18; line 20) from \$21,805 to \$18,657

Supervisor Tortomasi seconded the motion.

The Board was polled on the amendment and thirty-five (35) votes were cast, all “aye”. The amendment was adopted.

The Board was polled on Ordinance 159-O-014 as amended and thirty-five (35) votes were cast, all “aye”. The ordinance was adopted as amended.

Ordinance 159-O-008 was presented for action. (Establish Pay for Clerk of Juvenile Court)

Supervisor Paulson moved to adopt Ordinance 159-O-008. Supervisor Seitz seconded the motion. The Board was polled and thirty-five (35) votes were cast. Supervisors Manke, Bullermann and Nilson, three (3) in all voted “no”. The rest, thirty-two (32) voted “aye”. The ordinance was adopted.

Supervisor Paulson moved to accept the 2003 Annual Report of the County Clerk’s Office. Supervisor J. Morris seconded the motion. The Board was polled and thirty-five (35) votes were cast, all “aye”. The report was accepted.

Supervisor Thelen moved to adjourn to Tuesday, June 8, 2004 at 7:00 p.m. or at the call of the County Board Chair. Supervisor Behrend seconded the motion and it carried by a voice vote unanimously.

The Board adjourned at 10:49 a.m.

Respectfully submitted,

Kathy Nickolaus
Waukesha County Clerk